## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

United States of America, )				
Plaintiff,		) 8:11CR56 ) \		
	vs.	) DETENTION ORDER )		
RIC	RICHARD A. GEORGE,			
	Defendant.	<b>,</b>		
A.	Order For Detention			
	After conducting a detention hearing pursual Reform Act, the Court orders the above-nar 18 U.S.C. § 3142(e) and (I).	= ','		
B.	Statement Of Reasons For The Detention The Court orders the defendant's detention By a preponderance of the evidence conditions will reasonably assure the required. X By clear and convincing evidence the conditions will reasonably assure the community.	because it finds: that no condition or combination of appearance of the defendant as at no condition or combination of		
C.	(b) The offense is a crime of (c) The offense involves a na	vices Report, and includes the following: e offense charged: register as a sex offender is a serious crime and carries a 10 years imprisonment. violence.		
	may affect wheth  X The defendant hat X The defendant hat	<del>_</del>		

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_>	The defendant is not a long time resident of the
>	community.  The defendant does not have any significant community
	ties.
	Past conduct of the defendant:
	The defendant has a history relating to drug abuse.
	The defendant has a history relating to alcohol abuse.
<u></u>	<ul> <li>The defendant has a significant prior criminal record.</li> <li>The defendant has a prior record of failure to appear at</li> </ul>
(b) At	court proceedings. the time of the current arrest, the defendant was on:
(°) / ii	Probation Parole
	Release pending trial, sentence, appeal or completion of sentence.
(c) Ot	her Factors: The defendant is an illegal alien and is subject to
	deportation.
	The defendant is a legal alien and will be subject to deportation if convicted.
	The Bureau of Immigration and Customs Enforcement
	(BICE) has placed a detainer with the U.S. Marshal. Other:
	Other.
` ,	re and seriousness of the danger posed by the defendant's re as follows:
Prior co	onviction for failure to register (Oklahoma)
(5) <b>B</b> - L (1 - 1	In December 1
	<u>ble Presumptions</u> hining that the defendant should be detained, the Court also
relied on	the following rebuttable presumption(s) contained in 18 U.S.C.
• ,	) which the Court finds the defendant has not rebutted:
· ,	at no condition or combination of conditions will reasonably sure the appearance of the defendant as required and the
sa	fety of any other person and the community because the Court
fin	ds that the crime involves:
	III A CIIMA OI VIOIANCA. Or
<del></del>	<ul><li>(1) A crime of violence; or</li><li>(2) An offense for which the maximum penalty is life</li></ul>
$\equiv$	

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	(4) A felony after the defendant had been convicted of two or more prior offenses described in (1) through (3) above, and the defendant has a prior conviction for one of the crimes mentioned in (1) through (3) above which is less than five years old and which was committed while the defendant was on pretrial release.
(b)	That no condition or combination of conditions will reasonably
	assure the appearance of the defendant as required and the
	safety of the community because the Court finds that there is
	probable cause to believe:
	(1) That the defendant has committed a controlled substance violation which has a maximum penalty of
	10 years or more.
	(2) That the defendant has committed an offense under 18 U.S.C. § 924(c) (uses or carries a firearm during and in relation to any crime of violence, including a

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

 The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and

dangerous weapon or device).

- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: March 18, 2011.

BY THE COURT:

crime of violence, which provides for an enhanced punishment if committed by the use of a deadly or

s/ F. A. Gossett United States Magistrate Judge